

United States District Court
Eastern District of California

OCT - 4 2006

CLERK, U.S. DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA
 BY _____
 DEPUTY CLERK

UNITED STATES OF AMERICA

v.

ERIC LONNIE NEILL
 (Defendant's Name)

JUDGMENT IN A CRIMINAL CASE

(For Revocation of Probation or Supervised Release)

(For Offenses committed on or after November 1, 1987)

Criminal Number: **2:01CR00501-01**

Matthew Bockmon, Assistant Federal Defender
 801 "I" Street, Third Floor
Sacramento, California 95814
 Defendant's Attorney

THE DEFENDANT:

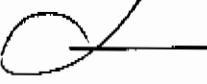
admitted guilt to violation of charge(s) 1, 2, 3, 4, 5, as alleged in the violation petition filed on March 31, 2006.
 was found in violation of condition(s) of supervision as to charge(s) _____ after denial of guilt, as alleged in the violation petition filed on _____.

ACCORDINGLY, the court has adjudicated that the defendant is guilty of the following violation(s):

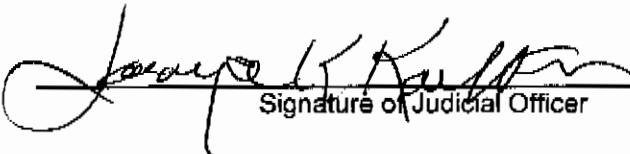
<u>Violation Number</u>	<u>Nature of Violation</u>	<u>Date Violation Occurred</u>
1	New Law Violation - Possession of a Controlled Substance (Methamphetamine)	06/27/2005
2	Possession of a Controlled Substance (Methamphetamine)	10/16/2004
3	Unlawful Use of a Controlled Substance (Amphetamine/Methamphetamine)	11/17/2005, 11/23/2005, 12/14/2005, 1/11/2006
4	Failure to Report for Scheduled Drug Testing	09/30/2005, 11/22/2005, 01/25/2006, 01/26/2006, 01/27/2006, 02/03/2006, 02/17/2006
5	Failure to Pay Restitution (Default)	03/30/2006

The court: revokes: modifies: continues under same conditions of supervision heretofore ordered on May 18, 2000.The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984. Probation 12C Petition filed on 08/25/2006 is dismissed.

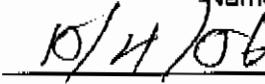
IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

 September 26, 2006

Date of Imposition of Sentence

 Signature of Judicial OfficerLAWRENCE K. KARLTON, United States District Judge

Name & Title of Judicial Officer

 10/4/06

Date

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IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 10 months, consecutive to the term ordered in Docket Number 2:01CR00312-01, for a total term of 21 months, with no supervision to follow.

The court makes the following recommendations to the Bureau of Prisons:
The Court recommends that the defendant be incarcerated in Lompoc, California facility, but only insofar as this accords with security classification and space availability. The Court recommends the defendant participate in the 500-Hour Bureau of Prisons Substance Abuse Treatment Program.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district.
[] at ___ on ___.
[] as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
[] before ___ on ___.
[] as notified by the United States Marshal.
[] as notified by the Probation or Pretrial Services Officer.
If no such institution has been designated, to the United States Marshal for this district.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHALBy _____
Deputy U.S. Marshal

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CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the Schedule of Payments on Sheet 6.

Totals:	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
	\$	\$	\$ 50,099.38

The determination of restitution is deferred until _____. An *Amended Judgment in a Criminal Case* (AO 245C) will be entered after such determination.

The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u> See list Attached	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
	50,099.38	50,099.38	
<u>TOTALS:</u>	<u>\$ 50,099.38</u>	<u>\$ 50,099.38</u>	

Restitution amount ordered pursuant to plea agreement \$ _____.
 The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
 The court determined that the defendant does not have the ability to pay interest and it is ordered that:
 The interest requirement is waived for the fine restitution
 The interest requirement for the fine restitution is modified as follows:

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SCHEDULE OF PAYMENTS

Payment of the total fine and other criminal monetary penalties shall be due as follows:

A Lump sum payment of \$ __ due immediately, balance due
 not later than __, or
 in accordance with C, D, E, or F below; or

B Payment to begin immediately (may be combined with C, D, or F below); or

C Payment in equal __ (e.g., weekly, monthly, quarterly) installments of \$ __ over a period of __ (e.g., months or years), to commence __ (e.g., 30 or 60 days) after the date of this judgment; or

D Payment in equal __ (e.g., weekly, monthly, quarterly) installments of \$ __ over a period of __ (e.g., months or years), to commence __ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or

E Payment during the term of supervised release will commence within __ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or

F Special instructions regarding the payment of criminal monetary penalties:
 Collectible by the U.S. Attorney's Office as an undischargeable civil judgment.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate:

The defendant shall pay the cost of prosecution.

The defendant shall pay the following court cost(s):

The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment; (2) restitution principal; (3) restitution interest; (4) fine principal; (5) fine interest; (6) community restitution; (7) penalties; and (8) costs, including costs of prosecution and court costs.

Bank One - Utah (\$12,049.00)
50 West Broadway, Suite 200
Salt Lake City, UT 84101
Acct. #0012-1216

Central Bank (\$252.17)
1300 North State Street
Provo, UT 84606
Acct. #07 0071339436

First Security Bank (\$733.35)
P.O. Box 25237
Salt Lake City, UT 84125
Acct. #033-10938-64 and #061-10641-14

Pearl Vision (\$241.93)
36 South Main Street
Salt Lake City, UT 84150

Oxford Court (\$127.50)
(Out-of-Business)

Picante (\$27.83)
(Out of Business)

ZCMI (\$293.70)
2200 South 900 West
Salt Lake City, UT 84137

Payne Anthony (\$738.26)
602 East 500 South
Salt Lake City, UT 84102

Massey (\$1,015.51)
6191 South State #165
Murray, UT 84107

Nordstrom (\$632.05)
50 South Main
Salt Lake City, UT 84144

Utah Vision Care (\$53.01)
(No information available)

Key Bank of Utah (\$9,788.00)
P.O. Box 30815
Salt Lake City, UT 84130-0815
Acct. #440520232669

Zions Bank (\$4,901.49)
2200 South 3270 West
Salt Lake City, UT 84119
Acct. #041-38991-7 and #041-38992-5

Washington Mutual Bank (\$7,764.31)
1201 3rd Avenue
Seattle, WA 98101
Acct. #460-302141-3

LaCaille at Quail Run (\$754.20)
9565 Wasatch Blvd.
Salt Lake City, UT 84092

Chalk Garden (\$799.13)
602 East 500 South
Salt Lake City, UT 84102

Gap Kids (\$117.35)
(Outlet unknown)

Blockbuster (\$116.78)
(Outlet unknown)

Office Max (\$185.84)
(Outlet unknown)

Blue Boutique (\$79.67)
2106 South 1100 East
Salt Lake City, UT 84106

Fred Meyer (\$285.55)
(Outlet unknown)

Office Max (\$174.95)
(Outlet unknown)

Pina (\$160.00)
(No information available)

Albertsons (\$104.72)
5320 South 900 East
Salt Lake City, UT 84117

Recognition Source (\$838.38)
Formerly Thalman Jewelers
160 North University Ave
Provo, UT 84601

Super Shops (\$222.84)
(No information available)

Geoffrey Beane (\$232.80)
6699 North Landmark Drive, F110
Park City, UT 84098

Kristi & Joe's (\$20.00)
(No information available)

Mr. Mac (\$48.81)
36 South State
Salt Lake City, UT 84111

Sizzler (\$25.81)
(Outlet unknown)

Bylund Optical (\$191.03)
(No information available)

Robyn Todd (\$80.46)
(Outlet unknown)

Limited (\$217.35)
(Outlet unknown)

Lechters (\$195.69)
(Outlet unknown)

Sconecutters (\$9.82)
(Outlet unknown)

K-Mart (\$880.81)
(Outlet unknown)

Brook's Brothers (\$684.18)
6699 North Landmark Drive, A150
Park City, UT 84098

Van Huesen (\$207.41)
6699 North Landmark Drive, F100
Park City, UT 84098

Eddie Bauer (\$165.83)
6699 North Landmark Drive, E100
Park City, UT 84098

Ruby River (\$70.54)
435 South 700 East
Salt Lake City, UT 84102

Sun N' See (\$10.61)
(Outlet unknown)

Blockbuster (\$208.98)
(Outlet unknown)

JMR (\$203.23)
4394 South Century Drive
Murray, UT 84123

Musicland (\$68.94)
(Outlet unknown)

J Riggins (\$416.74)
(Outlet unknown)

The Closet (\$205.84)
(No information available)

39 West (\$913.97) (No information available)	D-Cuts (\$81.18) (No information available)
Pier One Imports (\$492.92) (Outlet unknown)	Rob's Running Center (\$184.59) (No information available)
Office Max (\$529.66) (Outlet unknown)	JC Keepsake (\$924.36) 10450 South State Sandy, UT 84070
Things Remembered (\$46.14) 10450 South State Sandy, UT 84070	Pedersen's (\$165.53) (Outlet unknown)
Shapiro (\$515.70) 7053 South Commerce Drive Midvale, UT 84047	Soc Shop (\$342.09) 36 South State Salt Lake City, UT 84111
Zales (\$505.16)	Unidentified victims (\$821.22)